

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 7, 2005, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. COMMISSIONER WALKER JOINED SESSION SHORTLY THEREAFTER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 206-05/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **206-05** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: FACILITIES MANAGEMENT DEPARTMENT...ACCEPTANCE OF THE H.V.A.C. CONTRACT WITH RPC MECHANICAL RELATIVE TO THE NEW CLERMONT COUNTY MUNICIPAL COURT PROJECT AS COMPLETE; AUTHORIZATION TO EXECUTE THE CERTIFICATE OF SUBSTANTIAL COMPLETION; AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 16, FINAL, FOR THE PROGRESS PAYMENT AND RELEASE OF RETAINAGE RELATIVE THERETO...03-0314-011...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Wade Grabowski, Director, Facilities Management Department, to accept the H.V.A.C. Contract by and between the County of Clermont, Ohio, and RPC Mechanical, 10685 Medallion Drive, Cincinnati, Ohio 45241, relative to the New Clermont County Municipal Court Project as Complete as of 06/23/04; to execute the Certificate of Substantial Completion; to approve the Estimate for Partial Payment Number 16, Final, which represents a progress payment in the amount of \$2,005.00 and the release of retainage in the principal amount of \$39,810.56 plus accrued interest earned thereon relative thereto; and further, to authorize the County Auditor to issue the referenced progress payment subsequent thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...REQUEST TO RE-ADVERTISE FOR BIDS FOR MUNICIPAL COURT 800 MHZ RADIO COVERAGE IMPROVEMENTS...05-0415-009...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners

approve the following recommendation:

Recommendation of Ralph Justus, Systems Manager, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to approve the request to re-advertise for bids for the acquisition of hardware, installation, and engineering services needed to provide improvements to the 800 MHz radio system "in-building" coverage at the Clermont County Municipal Court Building, pursuant to the specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 10/13/05, scheduling a pre-bid site visit at 9:00 A.M. on Thursday, 10/20/05, with bids to be received until **2:00 P.M. Local Time on Thursday, 10/27/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT/STORMWATER MANAGEMENT DEPARTMENT...CONTRACT FOR PROFESSIONAL SERVICES WITH ROBERTS ENGINEERING, INC. RELATIVE TO THE DESIGN OF DRAINAGE IMPROVEMENT PROJECTS LOCATED WITHIN CLERMONT COUNTY, OHIO...05-0914-002...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of John McManus, Program Manager, Stormwater Management Department, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute a Contract for Professional Services by and between the Board of Clermont County Commissioners and Roberts Engineering, Inc., 602 Lila Avenue, Milford, Ohio 45150 relative to the design of drainage improvement projects located within Clermont County, Ohio, in accordance with the scope of services as identified in Exhibit A, attached thereto and made a part thereof, for a total sum not to exceed \$13,450.00, including all charges and expenses therefore, with said services to commence upon issuance of a written Notice to Proceed from the Clermont County Sewer District and to be completed within forty days thereafter, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...AWARD OF BID FOR PROJECT NUMBER 621-0890 RELATIVE TO THE CONSTRUCTION OF THE KLONDYKE ROAD/BAILEY DRIVE/OVERLOOK DRIVE AND U.S. 50 WATER ASSESSMENT PROJECT LOCATED WITHIN MIAMI TOWNSHIP AND EXECUTION OF CONTRACT RELATIVE THERETO...05-0729-011...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Mark Jaehnen, Engineering Coordinator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to award the bid for Project Number 621-0890 relative to the construction of the Klondyke Road/Bailey Drive/Overlook Drive and U.S. 50 Water Assessment Project located within Miami Township, pursuant to the plans and

specifications therefore, to Miami-Western Contractors, Inc., 115 North Avenue, Cincinnati, Ohio 45215 for their lowest and best bid received therefore on 08/25/05, at the item prices as outlined therein, for a total amount not to exceed \$626,091.00 and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1, FINAL, TO THE CONTRACT WITH COOPER’S EXCAVATING, LLC, FOR PROJECT NUMBER 651-0855 RELATIVE TO THE MUELLER MEADOWS LIFT STATION UPGRADE PROJECT LOCATED WITHIN MIAMI TOWNSHIP...05-0104-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Moustafa Moteleb, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute Change Order Number 1, Final, to the Contract with Cooper’s Excavating, LLC, 7251 Bethlehem Road, Winchester, Ohio 45697, previously ratified by the Board on 04/13/05, for Project Number 651-0855 relative to the Mueller Meadows Lift Station Upgrade Project located within Miami Township, which represents a decrease in the amount of \$17,158.40, for a total adjusted contract price to date of \$154,281.60 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBERS 209-05 THROUGH 211-05/RESOLUTIONS TO CERTIFY DELINQUENT UTILITY CHARGES TO THE CLERMONT COUNTY AUDITOR FOR PLACEMENT ON THE REAL PROPERTY TAX LIST AND DUPLICATE...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Clermont County Sewer District, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Numbers **209-05 through 211-05** to certify delinquent utility charges to the Clermont County Auditor for placement on the real property tax list and duplicate of the County of Clermont, Ohio, as a lien against the property served by such connection as identified in Exhibits A, attached thereto and made a part thereof, pursuant to Sections 6103.02 and 6117.02 of the Ohio Revised Code, as outlined below:

| Delinquent Utility | Resolution Number | Total Amount |
|--------------------------------------------------|-------------------|--------------|
| Sewer Charges DC# 05-0926-001 | 209-05 | \$22,822.69 |
| Water Charges DC# 05-0926-002 | 210-05 | \$ 1,316.40 |
| Miscellaneous Utility Charges DC# 05-0926-003 | 211-05 | \$14,001.10 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: COUNTY ENGINEER...AWARD OF BID FOR PROJECT NUMBER PI-11-05
RELATIVE TO THE WAGNER ROAD LANDSLIDE STABILIZATION
PROJECT LOCATED IN PIERCE TOWNSHIP AND EXECUTION OF
CONTRACT RELATIVE THERETO...05-0722-005...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to award the bid for Project Number PI-11-05 relative to the Wagner Road Landslide Stabilization Project located in Pierce Township, pursuant to the plans and specifications therefore, to NeCamp Construction Company, P.O. Box 249, Maineville, Ohio 45039 for their lowest and best bid received therefore on 08/25/05, in the amount of \$101,685.00, which is different than the bid amount of \$101,660.00 as recorded due to a computational error, and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: COUNTY ENGINEER...RESOLUTION NUMBERS 212-05 THROUGH 217-
05/RESOLUTIONS AUTHORIZING THE CONVERSION OF COMBINED
PERFORMANCE-MAINTENANCE BONDS FOR VARIOUS
SUBDIVISIONS/LOCATIONS WITHIN BATAVIA, MIAMI, OR UNION
TOWNSHIPS...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Numbers **212-05 through 217-05** to convert the Combined Performance-Maintenance Bonds in the amounts listed below, for the construction of streets in the stated lengths in the following subdivisions/locations within Batavia, Miami, or Union Townships, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

| Subdivision/Location | Performance-Maintenance | Street/Length (miles) |
|-------------------------------------------------------------------------------------------------------------------------|-------------------------|---------------------------------------------------------------------------------------------------------------|
| Woodlands Subdivision Section 4/Block F Batavia Township Resolution Number 212-05 DC# 03-1105-001 | \$19,000.00/\$8,000.00 | Thornberry Road (0.233) Wedgewood Court (0.060) |
| The White Farm Subdivision Section 2/Block A Miami Township Resolution Number 213-05 DC# 04-0326-004 | \$22,000.00/\$8,000.00 | Caribou Run Lane (0.149) Timber Trail Place (0.059) |
| The White Farm Subdivision Section 2/Block B Miami Township Resolution Number 214-05 DC# 04-0719-009 | \$21,000.00/\$8,000.00 | Caribou Run Lane (0.040) Timber Trail Place (0.130) Trappers Crossing (0.140) Hayward Circle (0.027) |
| The White Farm Subdivision Section 2/Block C Miami Township | \$6,000.00/\$8,000.00 | Falcon Ridge Court (0.085) |

| | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|----------------------------------------------------------|
| Resolution Number 215-05 DC# 04-0719-008 | | |
| The White Farm Subdivision Section 2/Block D Miami Township Resolution Number 216-05 DC3 04-0813-010 | \$9,000.00/\$8,000.00 | Oakbrook Ridge Court (0.053) White Farm Blvd. (0.091) |
| Ivy Trails Subdivision Section One Union Township Resolution Number 217-05 DC# 04-0312-001 *Secured by Irrevocable Standby Letter of Credit Number S010287 with Amendment Number 001, issued by Provident Bank, International Department, 309 Vine Street, 205D, Cincinnati, Ohio 45202 | \$229,000.00/\$17,000.00* | Ravenwood Court (0.311) Ivy Trails Drive (0.220) |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY ENGINEER...PARK PLACE SUBDIVISION/SECTIONS 1 AND 2/UNION TOWNSHIP...RELEASE OF COMBINED PERFORMANCE-MAINTENANCE BONDS AND ACCEPTANCE OF STREETS INTO THE UNION TOWNSHIP PUBLIC ROAD SYSTEM...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of Combined Performance-Maintenance Bonds, previously converted to the Maintenance Bond Phase, for the following subdivisions/locations within Union Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Union Township Public Road System:

| Subdivision/Location | Maintenance | Street/Lengths (miles) |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|--------------------------------------------|
| Park Place Subdivision Section 1 Union Township DC # 01-1116-001 *Secured by Irrevocable Standby Letter of Credit CIS401120 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD 10903C, Cincinnati, Ohio 45263 | \$8,000.00* | Park Place (0.046) |
| Park Place Subdivision Section 2 Union Township DC # 02-0325-001 *Secured by Irrevocable Standby Letter of Credit CIS401122 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD 10903C, Cincinnati, Ohio 45263 | \$8,000.00* | Park Place (0.202) Kimmey Court (0.056) |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2363 THROUGH 629-2365 AND COMBINED PERFORMANCE-MAINTENANCE BONDS, AS WELL AS, PERFORMANCE BONDS FOR SIDEWALKS AS SURETY...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Numbers **629-2363 through 629-2365** for the following subdivisions/locations within Batavia and/or Union Townships, and further to execute the Combined Performance-Maintenance Bonds, as well as, Performance Bonds for Sidewalks as surety for same relative to the construction of the below listed streets:

| Subdivision/Location | Performance-Maintenance | Sidewalk | Street/Length (miles) |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------|------------------------------------------------------------------------------|
| Mount Holly Preserve Subdivision Phase 3 Batavia Township Record Plat Number 629-2363 DC# 05-0929-001 | \$10,000.00/\$10,000.00 | N/A | St. Nicholas Court (0.08) |
| Forest Glen Subdivision Phase 1 Batavia Township Record Plat Number 629-2364 DC# 05-1005-003 *Secured by Irrevocable Standby Letters of Credit Numbers CIS404212 and CIS404211 with Amendment Number 001 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45263 | \$45,000.00/\$13,000.00* | \$41,880.00* | Leafwood Court (0.03) Glenstream Drive (0.13) Forest Glen Blvd. (0.20) |
| Eastgate Oaks Subdivision Union Township Record Plat Number 629-2365 DC# 05-1005-002 *Secured by Cashier's Checks Numbers 50154 and 50155 issued by Spring Valley Bank, Wyoming, Ohio 45215, dated 09/20/05, on behalf of Oaks of Eastgate LLC | \$18,000.00/\$8,000.00* | \$11,900.00* | Eastgate Oaks Drive (0.13) |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY ENGINEER...HUNTINGTON'S ADDITION SUBDIVISION/ BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-2366 FOR THE REPLAT OF LOTS 27 AND 28 WITHIN SAME...05-0929-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2366** for the Replat of Lots in the following subdivision within Batavia Township, with no Performance-Maintenance Bond for public improvements required therefore:

| Subdivision | Record Plat Number | Reason for Replat |
|-----------------------------------------------------------------------------------|--------------------|------------------------------------------|
| Replat of Lots 27 and 28 Huntington’s Addition Subdivision Batavia Township | 629-2366 | To create new Lots 27A, 27B, 27C and 28A |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: COUNTY ENGINEER...WHITE PILLARS SUBDIVISION/SECTION ONE/CITY OF LOVELAND AND MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-2367 FOR SAME...05-0929-002...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2367** for White Pillars Subdivision, Section One, located within the City of Loveland and Miami Township, which includes 1.925 acres of dedicated right of way along State Route 48 within Miami Township.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2005...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2005 (Resolution Number 217-04) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

| | |
|---------------------------|---------------------------------------------------------------------------------------------------------------------------------------|
| \$ 337,720.00 | From Water Revenue Fund 601-8550-7000 to 601-8551-6300 (Water Administration Reimb/Transfers/Adv to Water Treatment Utilities) |
| \$ 2,000.00 | From Sewer Revenue Fund 602-8530-5121 to 602-8530-5300 (Administration Overtime to Purchased Services) |
| \$ 1,800.00 | From Sewer Revenue Fund 602-8530-5200 to 602-8530-5300 (Administration Fringe Benefits to Purchased Services) |
| \$ 8,000.00 | From Sewer Revenue Fund 602-8530-6600 to 602-8530-5300 (Administration Capital Outlay to Purchased Services) |
| \$ 260,000.00 | From Sewer Revenue Fund 602-8530-7000 to 602-8540-6300 (Administration Reimb/Transfers/Adv to Sewer Treatment Utilities) |

| | |
|-------------------|-----------------------------------------------------------------------------------------------------------------|
| \$ 64,950.58 | From Sewer Revenue Fund 602-8535-6600 to 602-8535-6300 (Sewer Collection Capital Outlay to Utilities) |
| \$ 8,500.00 | From Sewer Revenue Fund 602-8540-5112 to 602-8540-5121 (Sewer Treatment Regular Salary to Overtime) |
| \$ 14,800.00 | From Sewer Revenue Fund 602-8540-5112 to 602-8540-5300 (Sewer Treatment Regular Salary to Purchased Services) |
| \$ 22,000.00 | From Sewer Revenue Fund 602-8540-5200 to 602-8540-5300 (Sewer Treatment Fringe Benefits to Purchased Services) |
| \$ 10,000.00 | From Sewer Revenue Fund 602-8540-6600 to 602-8540-5300 (Sewer Treatment Capital Outlay to Purchased Services) |
| \$ 40,000.00 | From Sewer Revenue Fund 602-8540-6600 to 602-8540-5700 (Sewer Treatment Capital Outlay to Materials & Supplies) |

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2005

| | | | |
|------------------|--------------------------------|---------------|----------------------|
| \$ 1,000.00 | Administration of Justice Fund | 276-2115-5700 | Materials & Supplies |
|------------------|--------------------------------|---------------|----------------------|

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF
EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

CLERMONT COUNTY COURT OF COMMON PLEAS

Judge William Walker: Four (4) days – Newark, Ohio – Seventh Annual Justice Institute for the Legal Profession - Total expenses not to exceed \$200.00.

Judge Jerry McBride: One (1) day – Columbus, Ohio – Annual Law and Citizenship Conference - Total *revised* expenses not to exceed \$155.00.

Judge Jerry McBride: One (1) day – Dublin, Ohio – Ohio Judicial College Course entitled “Judicial Decision Making in Non-Stranger Rape and Sexual Assault Cases” - Total expenses not to exceed \$197.00.

Judge Jerry McBride: One (1) day – Columbus, Ohio – Ohio Judicial College Course entitled “Felony Traffic” - Total expenses not to exceed \$148.00.

Arrianna Sacks: One (1) day – Mason, Ohio – Professional Education Systems Institute Seminar entitled “Ohio Evidence Workshop” - Total expenses not to exceed \$249.00.

**CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS
DIVISION**

Judge Michael Voris: Two (2) days – Columbus, Ohio – Ohio Child Support Enforcement Agency Directors Association Partners Conference entitled “Connecting for Children” – Total expenses not to exceed \$276.00.

Deborah Cadwallader: One (1) day – Columbus, Ohio – Ohio Supreme Court Domestic Relations Administrators Meeting - Total expenses not to exceed \$131.40.

Andrew B. Crane, Matt Valentine and Magistrate John Dean: One (1) day – Cincinnati, Ohio – Clermont County Bar Association Domestic Relations Seminar - Total expenses not to exceed

\$275.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Mike Masterson: Two (2) days – Columbus, Ohio – Ohio Family Support Association/ Ohio Child Support Directors Association Combined Fall Conference - Total expenses not to exceed \$ 506.06.

Gayle A. Walker, Shonna L. Crooks and Patricia C. Meece: Four (4) days – Columbus, Ohio – Ohio Family Support Association/Ohio Child Support Directors Association Combined Fall Conference - Total expenses not to exceed \$1,845.29.

DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT

Mary J. Werner: One (1) day – Cincinnati, Ohio – Lorman Education Services Seminar entitled “Advance Landlord and Tenant Law in Ohio” – Total expenses not to exceed \$359.00.

Mary J. Werner: One (1) day – Columbus, Ohio – Ohio Conference of Community Development Fall Quarterly Meeting - Total expenses not to exceed \$187.00.

Tim Hershner: One (1) day – Cincinnati, Ohio – Lorman Education Services Seminar entitled “Advanced Zoning and Land Use in Ohio” - Total expenses not to exceed \$369.00.

OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY

Becky Ober: Four (4) days – Columbus, Ohio – Ohio Emergency Management Agency’s Training Course entitled “G139 Exercise Design and Evaluation” - Total expenses not to exceed \$308.91.

OFFICE OF ECONOMIC DEVELOPMENT

Andrew Kuchta: One (1) day – Cincinnati, Ohio – Clermont Chamber of Commerce Legislative Luncheon – Total expenses not to exceed \$30.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

IN RE: PERSONNEL ACTION FORMS...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

CLERMONT COUNTY SEWER DISTRICT

Giles Thrift: PA #14381 - WSD Operations Technician - Appointment/Full Time Permanent - Effective 10/10/2005.

DEPARTMENT OF JOB AND FAMILY SERVICES

Kathleen B. Hykle: PA #14377 - Income Maintenance Aide 2 - Appointment/Full Time Interim External - Effective 10/17/2005.

Becky L. McCullough: PA #14382 - Social Service Aide 2 - Change/End of Probation/Step Change - Effective 10/10/2005.

HUMAN RESOURCES DEPARTMENT

Yvonne Smith: PA #14347 - HR Benefits Coordinator - Change/End of Probation - Effective 07/26/2005.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Work Session of **09/08/05 with the noted correction and 09/21/05** carried with all members present voting.

IN RE: BOARD OF COUNTY COMMISSIONERS....RESOLUTION NUMBER 207-05/RESOLUTION TO RETAIN THE FIRM OF PECK, SHAFFER & WILLIAMS, LLP, ATTORNEYS AT LAW, TO REPRESENT THE BOARD OF COUNTY COMMISSIONERS IN ITS OFFICIAL CAPACITY AND TO ADVISE THE BOARD ON LEGAL MATTERS RELATING TO THE CREATION AND IMPLEMENTATION OF TAX INCENTIVE FINANACING DISTRICTS...05-1006-002...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number **207-05** resolving to retain the firm of Peck, Shaffer & Williams, LLP, Attorneys at Law, Suite 900, 201 East Fifth Street, Cincinnati, Ohio 45202 as Legal Counsel to represent the Board of County Commissioners in its official capacity and to provide specialized legal services relating to the creation and implementation of Tax Incentive Financing Districts, pursuant to the terms and conditions set forth in Peck, Shaffer & Williams’ Engagement Letter of 09/28/05, attached thereto and incorporated therein as Exhibit A, with compensation therefore at the per hour rates as outlined below, as well as, reimbursement for all out-of-pocket expenses as defined therein, to be paid from the County General Fund, pursuant to and in compliance with Section 309.09 of the Ohio Revised Code:

| | |
|--------------------|---------------|
| Partner | \$325.00/hour |
| Associate Attorney | \$225.00/hour |
| Paralegal | \$150.00/hour |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

LET THE RECORD SHOW: THE BOARD RECESSED REGULAR SESSION FOR A FIFTEEN MINUTE BREAK. REGULAR SESSION RESUMED AT 11:47 A.M. WITH COMMISSIONER WALKER IN ATTENDANCE.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 208-05/RESOLUTION OF INTENT TO ESTABLISH TAX INCREMENT FINANCING INCENTIVE DISTRICTS; AUTHORIZING THE COUNTY ADMINISTRATOR TO NOTIFY THE AFFECTED SCHOOL DISTRICT(S) OF THE INTENT TO ADOPT A RESOLUTION TO DECLARE PUBLIC IMPROVEMENTS WITHIN THE TERRITORY; ESTABLISHMENT OF DATE, TIME, AND LOCATION OF PUBLIC HEARING; AND AUTHORIZATION TO SEND “NOTICE OF PUBLIC HEARING” TO REAL PROPERTY OWNERS AND CLERKS OF TOWNSHIPS RELATIVE THERETO...05-1006-001...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew Kuchta, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **208-05** declaring the intent to establish Tax Increment Financing Incentive Districts; to authorize the County Administrator to notify the Boards of Education of the Batavia Local School District, Goshen Local School District, Clermont Northeastern Local School District, and Great Oaks Institute of Technology, of the Board of County Commissioners intent to declare certain public improvements to be for a public purpose and to adopt one or more resolutions to create Tax Increment Financing Incentive Districts for properties located within Batavia or Goshen Townships on or about 12/15/05; to establish the date, time, and location of a Public Hearing for the purpose of inviting public comment relative thereto, with the Public Hearing to be held on **Tuesday, 11/15/05 at 1:00 P.M. Local Time** at the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103; and further, to send "Notice of Public Hearing" to the **Clerk of each Township** in which the proposed incentive districts will be located and to **every real property owner** whose property is located within the boundaries of the proposed incentive districts that are subject to the proposed resolutions, pursuant to and in compliance with Section 5709.78 et seq. of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: Robert Sander, Director, Human Resources Department, was present in session today with representatives, Doug Miller and Shelly Hodges, from Horan and Associates, Inc. to address the issue of the County healthcare benefit program for 2006. Shelly Hodges outlined the healthcare outlook, strategies, and plan modifications considered for 2006. The recommendation is to stay with Humana, Inc. for health insurance coverage, with no change in the current benefit levels. It was recommended to implement a 5% contribution for single county employees. Ms. Hodges discussed the employee cost and gave a detailed analysis of the overall cost to the county and its employees. She also recommended the County remain with the current carriers, Dental Care Plus, VSP and UNUM, for dental, vision and life insurance, respectively. It was recommended to raise the life insurance benefit from \$10,000.00 to \$15,000.00 for county employees and to offer short term disability coverage for county employees with less than five years of service. (05-0413-002)

IN RE: HUMAN RESOURCES DEPARTMENT...APPROVAL OF THE 2006 MEDICAL AND GROUP HEALTH BENEFITS, AND AUTHORIZATION TO ACCEPT PROPOSALS AND/OR AUTOMATIC RENEWALS...05-0413-002...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Horan Associates, Inc., Robert Sander, Human Resources Director, and Cynthia DeWitt, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to accept the proposals and/or automatic renewal of the following carriers for the 2006 health insurance benefit year, effective January 1, 2006 through December 31, 2006; and, further to authorize the Human Resources Department to obtain the agreements for the respective services for execution thereof, establish the cafeteria plan reflecting the 2006 Plans and Cost as listed and 2006 Benefit Credit at the biweekly rate of \$175.33 for single, \$380.88 for family (\$8.11 of each paid from the demutualization funds), and \$30.00 waiver credit or a waiver in the form of a \$30.00 taxable cash supplement, to increase the minimum amount of County paid Life and AD&D insurance from \$10,000.00 to \$15,000.00, and to schedule the 2006 Health Insurance Open Enrollment relative thereto:

| CARRIER | SERVICE |
|-----------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|
| Humana, Inc. 655 Eden Park, Suite 250 Cincinnati, Ohio 45202 | Coverage and administrative services for excess risk insurance and the County's self-funded group health/ major medical program |
| Dental Care Plus, Inc. 4500 Lake Forest Drive, Suite 512 Cincinnati, Ohio 45242 | Administrative functions and claims services for dental benefits |
| Unum Life Insurance Co. of America 2211 Congress Street Portland, Maine 04122 | Coverage and administrative services for basic life, voluntary life, accidental death and dismemberment, long and short term disability |
| Chard, Snyder and Associates, Inc. 3510 Irwin-Simpson Road Mason, Ohio 45040-9744 | Administrative services for the Section 125 premium conversion and flexible benefits plan |
| Vision Service Plan 3400 Morse Crossing Columbus, Ohio 43219 (Renewal at guaranteed admin. rate) | Administrative services and claims services for vision benefits |

| MEDICAL & RX PROGRAMS | EMPLOYEE ONLY | FAMILY PLAN |
|-----------------------|---------------|-------------|
| PPO I | \$ 184.55 | \$ 507.84 |
| PPO II | \$ 168.75 | \$ 463.59 |
| | | |
| DENTAL PLAN | \$ 12.95 | \$ 35.61 |
| VISION PLAN | \$ 3.76 | \$ 8.60 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: A MOTION BY MRS. WALKER, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 12:29 P.M. PURSUANT TO SECTION 121.22(G)(2) OF THE OHIO REVISED CODE REGARDING THE PURCHASE OF PROPERTY FOR PUBLIC PURPOSES CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 1:20 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **10/07/05** carried with all members present voting.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Yes.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

ROBERT L. PROUD, PRESIDENT

MARY C. WALKER, VICE PRESIDENT

R. SCOTT CROSWELL III, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

10/07/05
DATE APPROVED